

STAND. COM. REP. NO. 1411

Honolulu, Hawaii

APR 09 2015

RE: S.C.R. No. 163
S.D. 1

Honorable Donna Mercado Kim
President of the Senate
Twenty-Eighth State Legislature
Regular Session of 2015
State of Hawaii

Madam:

Your Committee on Ways and Means, to which was referred
S.C.R. No. 163, S.D. 1, entitled:

"SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF
FOUR TERM, NON-EXCLUSIVE EASEMENTS COVERING PORTIONS OF STATE
SUBMERGED LANDS AT STABLE ROAD BEACH, STABLE ROAD,
SPRECKELSVILLE, WAILUKU, MAUI, FOR THE USE, MAINTENANCE, AND
REPAIR OF FOUR EXISTING ROCK GROINS,"

begs leave to report as follows:

The purpose and intent of this measure is to authorize the
Board of Land and Natural Resources to issue four term, non-
exclusive easements covering a portion of state submerged lands
fronting the property identified as seaward of tax map keys: (2)
3-8-002:071, 074, 077, 078, and 094, Spreckelsville, Wailuku,
Maui, for the use, maintenance, and repair of four existing rock
groin structures.

Your Committee received written comments in support of this
measure from the Department of Land and Natural Resources.

Your Committee finds that section 171-53, Hawaii Revised
Statutes, requires the prior approval of the Governor and prior
authorization of the Legislature by concurrent resolution for this
disposition of state submerged lands.

Your Committee also finds that the four term, non-exclusive
easements authorized by the measure will help preserve Stable Road
Beach in Spreckelsville, Wailuku, Maui, where four rock groin

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structures have helped the beach naturally gain sand, increasing lateral beach access. Approval of the easements by the Board of Land and Natural Resources requires the grantees to pay the State the fair market value of the easements, to be determined by an independent appraisal, as consideration for the use of public lands.

Your Committee further finds that on September 26, 2014, under agenda item D-6, the Board of Land and Natural Resources approved requests to grant four term, fifty-five-year non-exclusive easements to the owners of lots adjacent to the rock groins.

As affirmed by the record of votes of the members of your Committee on Ways and Means that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 163, S.D. 1, and recommends its adoption.

Respectfully submitted on
behalf of the members of the
Committee on Ways and Means,



JILL N. TOKUDA, Chair



The Senate
Twenty-Eighth Legislature
State of Hawai'i

Record of Votes
Committee on Ways and Means
WAM

Bill / Resolution No.:* SCR163SD1	Committee Referral: WTL, WAM	Date: 4-8-15		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <div style="display: flex; justify-content: space-between;"> <div> <input checked="" type="checkbox"/> Pass, unamended 2312 </div> <div> <input type="checkbox"/> Pass, with amendments 2311 </div> <div> <input type="checkbox"/> Hold 2310 </div> <div> <input type="checkbox"/> Recommit 2313 </div> </div>				
Members	Aye	Aye (WR)	Nay	Excused
TOKUDA, Jill N. (C)	✓			
KOUCHI, Ronald D. (VC)	✓			
CHUN OAKLAND, Suzanne	✓			
DELA CRUZ, Donovan M.	✓			
ENGLISH, J. Kalani	✓			
GALUTERIA, Brickwood				✓
HARIMOTO, Breene	✓			
INOUE, Lorraine R.	✓			
RIVIERE, Gil	✓			
RUDERMAN, Russell E.	✓			
SLOM, Sam	✓			
TOTAL	10	0	0	1
Recommendation: <div style="display: flex; justify-content: space-around; margin-top: 5px;"> <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted </div>				
Chair's or Designee's Signature: <div style="text-align: center; margin-top: 10px;"> </div>				
Distribution: <div style="display: flex; justify-content: space-between; margin-top: 5px;"> <div>Original File with Committee Report</div> <div>Yellow Clerk's Office</div> <div>Pink Drafting Agency</div> <div>Goldenrod Committee File Copy</div> </div>				

*Only one measure per Record of Votes